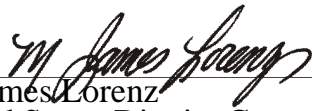


1 unopposed, and all claims asserted in this action against the United States are **DISMISSED**
2 **WITHOUT PREJUDICE.**

3 Upon dismissal of the United States, remaining in the case are California tort law claims
4 against Palomar Medical Center for medical malpractice and loss of consortium. Having
5 dismissed all claims over which this court has original jurisdiction, the court may decline to
6 continue to exercise supplemental jurisdiction over the remaining state law claims. 28 U.S.C.
7 §1367(c)(3). Upon consideration of “[t]he values of economy, convenience, fairness, and
8 comity,” *see Executive Software N. Am., Inc. v. U.S. Dist. Ct. (Page)*, 24 F.3d 1545, 1557 (9th
9 Cir. 1994), the court finds they do not support continuing supplemental jurisdiction. The
10 remaining claims are therefore **REMANDED** to San Diego County Superior Court.

11 **IT IS SO ORDERED.**

12
13 DATED: January 25, 2008

14 
15 M. James Lorenz
United States District Court Judge

16 COPY TO:

17 RUBEN B. BROOKS
UNITED STATES MAGISTRATE JUDGE

18 ALL PARTIES/COUNSEL
19
20
21
22
23
24
25
26
27
28